IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

MONDAY, THE 2ND JULY 2007 / 11TH ASHADHA 1929

OP.No. 28943 of 2001(U)

PETITIONER:

SMT.K.K.PRABHAVATHY, PART-TIME SWEEPER,
KERALA FISHERMEN'S WELFARE FUND BOARD,
POONKUNNAM, TRICHUR 2.

BY ADV. SRI.S.RAMESH BABU

RESPONDENT:

KERALA FISHERMEN'S WELFARE FUND BOARD,
REP.BY ITS COMMISSIONER,
30/76, AYYAPPANAGAR, POONKUNNAM, TRICHUR 2.

BY ADV. SRI.ASOK M.CHARIYAN, SC, KFWFB

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 02/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON CMP. O.47043/2001 IN OP. NO.28943/3001

DISMISSED

02.07.2007 **SD/- K.BALAKRISHNAN NAIR, JUDGE**

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE LETTER DT. 5.5.95.

EXT.P2:- COPY OF THE LETTER DT. 11.9.96 NO.5013.A1/95/F&PD.

EXT.P3:- COPY OF THE SPECIAL RULES OF THE KERALA PART TIME CONTINGENT SERVICE.

EXT.P4:- COPY OF THE INTERIM ORDER DT. 23.6.99 IN CMP. 20792/99 IN OP. NO.12942/99.

EXT.P5:- COPY OF THE INTERIM ORDER DT. 30.3.2000 IN CMP. NO.16771/2000 IN OP. NO.10085/2000.

/TRUE COPY/

P.A. TO JUDGE

tss

K.BALAKRISHNAN NAIR, J.

O.P. No. 28943 of 2001-U

Dated this the 2nd day of July, 2007.

J U D G M E N T

The Special Rules for Part-Time-Contingent employees which provides for retirement age as 70, have not been adopted by the Kerala Fishermen's Welfare Fund Board. Therefore, the claim of the petitioner, based on the said Special Rules, is untenable. Accordingly, the Original Petition is dismissed.

K.BALAKRISHNAN NAIR,
JUDGE.

MS